



13281 U.S. PTO

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)  
Attorney Docket: 038664.49301D1

22856 U.S. PTO  
10/812024



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Mail Stop PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 C.F.R. 1.53(b),  
of pending prior application:

Serial No.: 09/685,772  
Filed on: October 11, 2000  
Of: Carola BLAESING-BANGERT  
Entitled: Substrate Holder, and Use of the Substrate Holder in a Highly  
Accurate Measuring Instrument  
Examiner: Michelle P. Nguyen  
Group: 2851

- X 1a.. Accompanying this order is a new specification and drawings, that  
does not contain any subject matter that would have been new  
matter in the prior application.  
Total pages of specification, claims and abstract: 16  
Total pages of drawings: 4
- \_\_\_ 1b. Accompanying this order is a true copy of the prior application as  
originally filed.  
Total pages of specification, claims and abstract: \_\_\_  
Total pages of drawings: \_\_\_
- \_\_\_ 2. New Formal drawings are being filed herewith consisting of \_\_\_  
sheet(s), depicting Figures \_\_.
- X 3. Declaration and Power of Attorney:
- a. \_\_\_ Newly executed (original or copy)
- b. X Copy from prior application
- i. \_\_\_ Deletion of Inventors - signed statement  
attached deleting inventor(s) named in the prior  
application

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- ☒ 4. Incorporation by Reference:
- The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ 5. Small entity status:
- a. ☐ A small entity statement is enclosed
- b. ☐ A statement of small entity status (copy attached) was filed on ☐ in the prior application and status as a small entity is still proper and desired.
- c. ☐ Is no longer claimed
- ☒ 6. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS  
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

|                                  |          |   |               |   |              |                 |
|----------------------------------|----------|---|---------------|---|--------------|-----------------|
| Basic Fee                        |          |   |               |   | <u>\$385</u> | <u>\$770</u>    |
| Total Claims                     | <u>7</u> | - | 20 = <u>0</u> | x | 9 = \$       | 18 = \$         |
| Ind. Claims                      | <u>2</u> | - | 3 = <u>0</u>  | x | 43 = \$      | 86 = \$         |
| <u>Multiple Dependent Claims</u> |          |   |               | + | 145 = \$     | 290 = \$        |
| Total                            |          |   |               |   | <u>\$</u>    | <u>\$770.00</u> |

- ☐ 7. Please charge my Deposit Account No. 05-1323 (Docket # ☐) in the amount of \$ ☐.
- ☒ 8. A check in the amount of \$770.00 to cover the filing fee is enclosed.
- ☒ 9. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #038664.49301D1).
- ☒ 10. Amend the specification by inserting before the first line the sentence: --This application is a division of application Serial No. 09/685,772, filed October 11, 2000.--

- X 11. Priority of Appln. No 199 48 797.9, filed in Germany on October 11, 1999, is hereby claimed under 35 U.S.C. 119.
- X 12. A certified copy of each said priority document was filed in application Serial No. 09/685,772 on January 15, 2004.
- X 13. The prior application is assigned of record to Leica Microsystems Wetzlar GmbH.
- X 14. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

- X a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- X d. Address all future correspondence to:

CROWELL & MORING, LLP  
Intellectual Property Group  
P.O. Box 14300  
Washington, DC 20044-4300

Customer No.

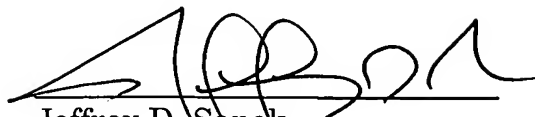
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- X 15. Copies of Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- X 16. Return Receipt Postcard.

— 17. Other: —

Respectfully submitted,

March 30, 2004



Jeffrey D. Sanok  
Registration No. 32,169

CROWELL & MORING, LLP  
P.O. Box 14300  
Washington, D.C. 20044-4300  
Tel: (202) 624-2500  
Fax: (202) 628-8844

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